

## **Ballot Title Setting Board**

### **Proposed Initiative 2009-2010 #47<sup>1</sup>**

The title as designated and fixed by the Board is as follows:

An amendment to the Colorado constitution concerning authorization of a legally regulated market for marijuana for persons twenty-one years of age or older, and, in connection therewith, permitting a person twenty-one years of age or older to possess up to one ounce of marijuana and to possess up to three marijuana plants that are flowering or more than twelve inches in height and three non-flowering marijuana plants that are less than twelve inches in height; creating a right to obtain a license to operate a retail marijuana store, a marijuana cultivation facility, and a marijuana products manufacturing facility; permitting the sale of marijuana by a licensed retail marijuana store to persons twenty-one years of age or older; permitting a person with a marijuana cultivation license to cultivate, process, pack, and transport marijuana; permitting the manufacture of marijuana products by a person with a marijuana products manufacturer license; prohibiting the open and public consumption of marijuana; requiring localities to set up a local licensing authority for marijuana licensees and procedures for the issuance, suspension, and revocation of a local license; permitting localities to adopt time, place, and manner restrictions on marijuana licensees; requiring the state department of regulatory agencies to process and issue state licenses; requiring localities to create a local licensing process if a state licensing process is not established or followed; prohibiting the department of regulatory agencies or a locality from relying on federal or international law for refusing to carry out this measure; and requiring the establishment of a license verification system for law enforcement.

The ballot title and submission clause as designated and fixed by the Board is as follows:

Shall there be an an amendment to the Colorado constitution concerning authorization of a legally regulated market for marijuana for persons twenty-one years of age or older, and, in connection therewith, permitting a person twenty-one years of age or older to possess up to one ounce of marijuana and to possess up to three marijuana plants that are flowering or more than twelve inches in height and three non-flowering marijuana plants that are less than twelve inches in height; creating a right to obtain a license to operate a retail marijuana store, a marijuana cultivation facility, and a marijuana products manufacturing facility; permitting the sale of marijuana by a licensed retail marijuana store to persons twenty-one years of age or older; permitting a person with a marijuana cultivation license to cultivate, process, pack, and transport marijuana; permitting the manufacture of marijuana products by a person with a marijuana products manufacturer license; prohibiting the open and public consumption of marijuana; requiring localities to set up a local licensing authority for marijuana licensees and procedures for the issuance, suspension, and revocation of a local license; permitting localities to adopt time,

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<sup>1</sup> Unofficially captioned “**Sale of Marijuana in a Regulated Market**” by legislative staff for tracking purposes. Such caption is not part of the titles set by the Board.

place, and manner restrictions on marijuana licensees; requiring the state department of regulatory agencies to process and issue state licenses; requiring localities to create a local licensing process if a state licensing process is not established or followed; prohibiting the department of regulatory agencies or a locality from relying on federal or international law for refusing to carry out this measure; and requiring the establishment of a license verification system for law enforcement?

*Hearing April 7, 2010:*

*Single subject approved; staff draft amended; titles set.*

*Hearing adjourned 3:02 p.m.*